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December 16, 2011

**Via ECF**

The Honorable Ramon E. Reyes, Jr.  
 United States District Court  
 For the Eastern District of New York  
 225 Cadman Plaza  
 Brooklyn, New York 11201

Re: Ramalez et al. v. Bimmy's LLC, 10-cv-3557 (ILG)(RER)

Dear Judge Reyes,

We represent the Plaintiffs and a putative class of food service workers at Bimmy's sandwich factories in New York City. Pursuant to the Court's order on October 20, 2011, we write on behalf of all parties to provide a status update on the parties' efforts to resolve this case through private mediation. We apologize for the delay in providing the Court with this update.

The parties attended a second mediation session on December 12, 2011 with JAMS mediator, Margaret Shaw, but were unable to resolve the matter at the mediation. The parties respectfully propose that they continue their settlement conversations for three more weeks. If the parties are unable to reach a settlement, they respectfully propose that they apprise the Court of the status of their negotiations on January 5, 2012 and submit a revised proposed case management schedule at that time, if necessary.

Respectfully submitted,

Elizabeth Wagoner

cc: Richard M. Howard (via ECF)  
 Dawn Kirby Arnold (via Email)  
 Rachel Bien  
 Sandra Pullman

